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April 17, 2009

VIA ECF AND FACSIMILE

The Honorable A. Kathleen Tomlinson  
United States District Magistrate Judge  
Eastern District of New York  
100 Federal Plaza  
Central Islip, New York 11722

Re: Kevin Hughes and Allison Hughes v. Bank of America, N.A.  
Docket No.: CV 08 0883 Bianco, J./Tomlinson, M.J.

Dear Magistrate Tomlinson:

We represent Bank of America in this action. We respectfully request that the stay requested by plaintiffs, if granted, apply to all discovery in this action. Additionally, regardless of whether the stay is granted, Bank of America requests that its time to respond to plaintiffs' 108 paragraph Request for Admissions, originally due April 20, 2009, be extended three weeks. Bank of America would like to have meaningful discussions with plaintiffs regarding its objections and attempt to resolve disputes prior to serving its response. Because plaintiffs' recently retained counsel is currently unfamiliar with the case and their Requests for Admissions are voluminous, Bank of America requires additional time to respond. Plaintiffs did not consent to this request on the grounds that the responses may help their new attorneys familiarize themselves with the facts and issues in the case. Bank of America has not previously requested an extension of this deadline.

Respectfully submitted,

/s/ Thomas E. Stagg

Thomas E. Stagg (ts-0663)

The Honorable A. Kathleen Tomlinson  
United States District Magistrate Judge  
Eastern District of New York  
April 17, 2009  
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